

May. 3. 2007 5:36PM

RECEIVED  
CENTRAL FAX CENTER

No. 0298 P. 1/30

MAY 03 2007

400 Garden City Plaza, Suite 300  
Garden City, New York 11530  
(516) 742-4343 - Telephone  
(516) 742-4366 - Facsimile  
E-mail: [interop@ssm2.com](mailto:interop@ssm2.com)

**SCULLY, SCOTT, MURPHY  
& PRESSER, P.C.**

# Fax

**To:** Examiner Philip Robert Smith  
Art Unit: 3739

**From:** John F. Vodopia, Esq.  
Registration No.: 36,299

**Fax:** 571-273-8300

**Pages:** 30 pages including cover sheet

**Phone:** 571-272-6087

**Date:** November 29, 2006

**Re:** USSN: 10/792,237  
Group Art Unit: 3739  
Confirmation No: 4668  
Our Docket: 17517

**CC:**

## AMENDMENT UNDER 37 C.F.R. §1.111

The following is being filed with the U.S. Patent and Trademark Office via facsimile on May 3, 2007:

1. Certificate of Facsimile Transmission
2. Amendment Transmittal Letter (in Duplicate)
3. Amendment Under 37 C.F.R. §1.111
4. Authorization to Charge Deposit Account

Applicants: Manabu Fujita, et al.  
Serial No.: 10/792,237  
For: CAPSULAR MEDICAL SYSTEM  
Filed: March 3, 2004  
Docket: 17517  
Dated: May 3, 2007  
JFV:gc

**CONFIDENTIALITY:** The documents accompanying this facsimile transmission may contain information which is either confidential or legally privileged and is intended only for the authorized use of the individual or entity named above without right or publication or republication, dissemination or disclosure except as expressly set forth or established by course of dealing. All rights are reserved. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of the contents of this facsimile is prohibited. If you received this transmission in error, please notify us immediately by telephone to arrange for return of the documents.

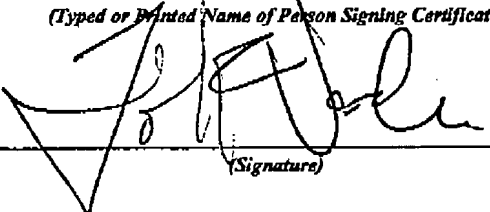
If you have any problems concerning this facsimile, please call (516) 742-4343 and ask for Grace Colucci.

May. 3. 2007 5:37PM

RECEIVED  
CENTRAL FAX CENTER

No. 0298 P. 2/30

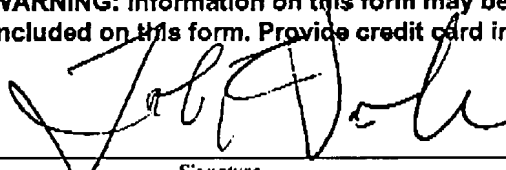
MAY 03 2007

<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b> Applicant(s): <b>Manabu Fujita, et al.</b>			<b>Docket No.</b> <b>17517</b>
<b>Application No.</b> <b>10/792,237</b>	<b>Filing Date</b> <b>March 3, 2004</b>	<b>Examiner</b> <b>Philip Robert Smith</b>	<b>Group Art Unit</b> <b>3739</b>
<b>Invention: CAPSULAR MEDICAL SYSTEM WITH WIRELESS COMMUNICATION (As Amended)</b>			
<b>Confirmation No.: 4668</b>			
<p>I hereby certify that this <u>AMENDMENT UNDER 37 C.F.R. §1.111</u> <i>(Identify type of correspondence)</i></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273-8300</u>)</p> <p>on <u>May 3, 2007</u> <i>(Date)</i></p> <p style="text-align: center;"><u>John F. Vodopia</u> <i>(Typed or Printed Name of Person Signing Certificate)</i></p> <p style="text-align: center;"> <i>(Signature)</i></p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>			

May. 3. 2007 5:37PM

MAY 03 2007

No. 0298 P. 3/30

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					<b>Docket No.</b> <b>17517</b>	
Applicant(s): <b>Manabu Fujita, et al.</b>						
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.	
10/792,237	March 3, 2004	Phillp Robert Smith	23389	3739	4668	
Invention: <b>CAPSULAR MEDICAL SYSTEM WITH WIRELESS COMMUNICATION (As Amended)</b>						
<b>COMMISSIONER FOR PATENTS:</b>						
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	18 -	20 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	14 -	14 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <b>19-1013/SSMP</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.						
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 Signature			Dated: <b>May 3, 2007</b>			
<b>John F. Vopodla</b> <b>Registration No. 36,299</b>  <b>SCULLY, SCOTT, MURPHY &amp; PRESSER, P.C.</b> <b>400 Garden City Plaza, Suite 300</b> <b>Garden City, New York 11530</b> <b>(516) 742-4343</b>			<div style="border: 1px solid black; padding: 5px;">         I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____          (Date)           _____          Signature of Person Mailing Correspondence           _____          Typed or Printed Name of Person Mailing Correspondence       </div>			
cc:						

RECEIVED  
CENTRAL FAX CENTER

MAY 03 2007

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicants:** Manabu Fujita, et al.

**Examiner:** Philip Robert Smith

**Serial No:** 10/792,237

**Art Unit:** 3739

**Filed:** March 3, 2004

**Docket:** 17517

**For:** CAPSULAR MEDICAL SYSTEM  
WITH WIRELESS COMMUNICATION  
(As Amended)

**Dated:** May 3, 2007

**Confirmation No.:** 4668

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT UNDER 37 C.F.R. §1.111**

Sir:

In response to the Office Action mailed from the Patent Office on January 3, 2007, the time for responding to which being extended one (1) month by the accompanying Petition For Extension of Time, applicants provide the following amendments and remarks.

An Amended Title of the Invention (In the Specification) is shown at page 2 of this paper;

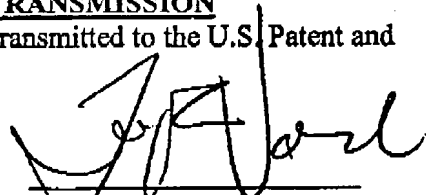
The Listing of Claims begins at page 3 of this paper; and

Remarks begin at page 11 of this paper.

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date set forth below.

Dated: May 3, 2007

  
John F. Vodopia